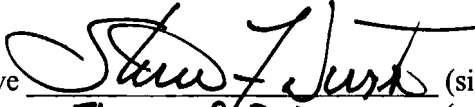


**SCENARIO B: LEVEE IN FEDERAL SYSTEM/PAL AGREEMENT
(Levee Owner)**

Letter of Agreement and Request for Provisionally Accredited Levee (PAL) Designation and Agreement to Provide Adequate Compliance With the Code of Federal Regulations, Title 44, Section 65.10 (44 CFR 65.10)

We, the undersigned, have received the letter from FEMA dated **June 20, 2008**, and the enclosed document entitled "Requirements of 44 CFR 65.10". We understand that FEMA is in the process of providing updated flood maps for the **Town of Bayard, Grant County West Virginia** and that the area behind the levee known as **West Bayard Levee System** will be remapped to reflect that the levee has been designated as a PAL.

To the best of our knowledge, the levee known as **West Bayard Levee System** meets the requirements of 44 CFR 65.10. We hereby submit to FEMA, within 90 days (before **September 18, 2008**) our agreement to provide FEMA with all the necessary information to show that the levee known as **West Bayard Levee System** complies with 44 CFR 65.10. We understand that this documentation will be required before **September 18, 2010**. This information will allow FEMA to move forward with the flood mapping for the **Town of Bayard, Grant County, West Virginia**. We fully understand that if complete documentation of compliance with 44 CFR 65.10 is not provided within the designated timeframe of 24 months, FEMA will initiate a revision to the Flood Insurance Rate Map to redesignate the area as floodprone.

Levee Owner Representative  (signature)
STEVEN F. DURST (print)

Date: Sept-9-08

Community CEO _____ (signature)
_____ (print)

Date: _____

Other (if applicable) _____ (signature)
_____ (print)

Date: _____

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